

THE HONONORABLE JAMAL N. WHITEHEAD

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

JOHN ELLIOTT, RICARDO
CAMARGO, JAVIER ROVIRA, and
BRADLEY SMITH,

Plaintiffs,

v.

VALVE CORPORATION,

Defendants.

No. 2:24-cv-01218-JNW

**JOINT MOTION TO CONSOLIDATE RELATED
ACTIONS UNDER LOCAL CIVIL RULE 42**

NOTE ON MOTION CALENDAR:

November 8, 2024

CONNOR HEPLER and AARON
LANCASTER, Individually and on
Behalf of All Others Similarly Situated,

Plaintiffs,

v.

VALVE CORPORATION,

Defendants.

No. 2:24-cv-01735-JNW

BRANDON DRAKE and ERIC
SAAVEDRA, Individually and on
Behalf of All Others Similarly Situated,

Plaintiffs,

v.

VALVE CORPORATION,

Defendants.

No. 2:24-cv-01743-MLP

1 Pursuant to Local Civil Rule 42(a), Plaintiffs John Elliott, Ricardo Camargo, Javier Rovira,
2 and Bradley Smith (“*Elliott* Plaintiffs”); Connor Hepler and Aaron Lancaster (“*Hepler* Plaintiffs”);
3 and Brandon Drake and Eric Saavedra (“*Drake* Plaintiffs”) respectfully submit this Joint Motion to
4 Consolidate Related Actions. This Joint Motion seeks to consolidate three related actions: *Elliott et*
5 *al. v. Valve Corporation*, No. 2:24-cv-01218-JNW (W.D. Wash.), *Hepler et al. v. Valve*
6 *Corporation*, No. 2:24-cv-01735-JNW (W.D. Wash.), and *Drake et al. v. Valve Corporation*, No.
7 2:24-cv-01743-MLP (W.D. Wash.).

8 *Elliott* and *Hepler* are currently pending before this Court. *Drake* is currently pending before
9 Hon. Michelle L. Peterson in this District. *Elliott*, *Hepler*, and *Drake* are putative class actions on
10 behalf of PC video game consumers, alleging that a common defendant—Valve Corporation—has
11 used anticompetitive restraints of trade to unlawfully monopolize the market for PC game
12 distribution and harm consumers. Consolidating these cases pursuant to Local Civil Rule 42(a) will
13 promote efficiency and conserve the Court’s and the parties’ resources.

14 Movants therefore respectfully request that the Court consolidate the *Hepler* and *Drake*
15 actions into the lower-numbered *Elliott* action, under the master caption *In re Valve Consumer*
16 *Antitrust Litigation*. Movants do not believe consolidation with the consolidated PC game publisher
17 class action *In re Valve Antitrust Litigation*, No. 2:21-cv-00563 (W.D. Wash), is appropriate at this
18 time but understand the Court will consider this question separately pursuant to its own briefing
19 schedule. Movants have met and conferred with defendant Valve pursuant to Local Civil Rule 42(b).
20 Valve states that it “supports consolidation of the consumer class action cases generally, but believes
21 that the Colvin Plaintiffs’ case should be included in the proposed consolidated matter. *See Wolfire*
22 *Dkt. 376.*”

1 DATED this 8th day of November, 2024

2 /s/ Steve W. Berman

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CERTIFICATE OF SERVICE

I hereby certify that on November 8, 2024, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all CM/ECF recipients.

Dated: November 8, 2024

/s/ Steve W. Berman

Steve W. Berman